

Message Text

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ORIGIN L-03

INFO OCT-01 EUR-12 EA-07 IO-13 ISO-00 AID-05 CIAE-00
COME-00 EB-07 FRB-03 INR-07 NSAE-00 USIA-06
TRSE-00 XMB-02 OPIC-03 SP-02 LAB-04 EPG-02 SIL-01
OMB-01 NSC-05 SS-15 STR-04 CEA-01 JUSE-00 SEC-01
AF-10 ARA-10 NEA-10 DODE-00 PM-04 H-01 PA-01
PRS-01 /142 R

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IO - MR. COHEN

EUR/RPE - MR. GELBARD

EB/IFD/OIA - MR. SMITH

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P R 092324Z JUN 77

FM SECSTATE WASHDC

TO AMEMBASSY LONDON PRIORITY

AMEMBASSY PARIS PRIORITY

AMEMBASSY BONN PRIORITY

AMEMBASSY OTTAWA PRIORITY

AMEMBASSY TOKYO PRIORITY

AMEMBASSY ROME PRIORITY

AMEMBASSY BRUSSELS PRIORITY

AMEMBASSY THE HAGUE PRIORITY

AMEMBASSY CANBERRA PRIORITY

AMEMBASSY OSLO PRIORITY

AMEMBASSY BERN PRIORITY

INFO USMISSION USUN NEW YORK

USMISSION GENEVA

AMEMBASSY PARIS

C O N F I D E N T I A L STATE 134235

USOECD FOR OECD PARIS

E.O. 11652: GDS

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TAGS: EGEN, EINV, UN, ECOSOC

SUBJECT: INTERNATIONAL AGREEMENT ON ILLICIT PAYMENTS

REFS: (A) STATE 124539; (B) STATE 124538; (C) BONN 9468;
(D) ROME 9311; (E) TOKYO 8177

1. REPORTS TO DATE OF HOST GOVERNMENT REACTIONS TO REPRESENTATION REQUESTED REFTEL A DO NOT FULLY REFLECT SUPPORT PRESIDENT CARTER OBTAINED FROM HEADS OF GOVERNMENT AT LONDON FOR INTERNATIONAL AGREEMENT ON ILLICIT PAYMENTS. WE HAVE YET TO SEE SIGNIFICANT CHANGE FROM ATTITUDES OF HOST GOVERNMENTS IN PRIOR MEETINGS OF WORKING GROUP, I.E., VARYING DEGREES OF HIGHLY QUALIFIED INTEREST IN OTTAWA, LONDON, TOKYO AND STRONG OPPOSITION OR SILENCE IN BONN, ROME AND PARIS. THIS REACTION IS NOT SURPRISING IN VIEW OF ENTRENCHED ATTITUDES AT LOWER MINISTRY LEVELS AND PREDICTABLE DELAY IN NEW GUIDANCE FROM THE TOP. FOR THIS REASON, IT IS NECESSARY THAT EACH EMBASSY IN LONDON SUMMIT COUNTRIES FIND THE OPPORTUNITY TO SEE THE FOREIGN MINISTER AND/OR OTHER APPROPRIATE SENIOR OFFICIAL TO EMPHASIZE THE IMPORTANCE PRESIDENT CARTER PERSONALLY

ATTACHES TO THIS ISSUE AND TO OBTAIN COMMITMENT OF HOST GOVERNMENT TO SUPPORT SPECIFIC PROPOSALS AS SET FORTH PARA. 3(C), REF. A. OTHER ACTION POSTS SHOULD MAKE SIMILAR EFFORTS WITH HOST GOVERNMENT. IN DUE COURSE WE WILL BE SENDING YOU FOR FURTHER CONSULTATION AS DRAFT OF PROPOSED ECOSOC RESOLUTION.

2. PRELIMINARY RESPONSES TO REF. A INDICATE THAT SEVERAL COUNTRIES ARE INTERESTED IN CONSULTATIONS WITH U.S. BEFORE JUNE 27 MEETING OF ECOSOC WORKING GROUP ON CORRUPT PRACTICES. HOWEVER, GENERAL PREFERENCE OF THESE COUNTRIES APPEARS TO BE FOR ONE DAY MEETING AT OECD AT A LATER

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DATE THAN JUNE 13. ACCORDINGLY, WE ARE MAKING ARRANGEMENTS WITH OECD TO HOLD CONSULTATIONS IN PARIS ON MONDAY, JUNE 20.

OBJECTIVE OF PARIS CONSULTATIONS IN U.S. VIEW WOULD BE TO BEGIN NARROWING DIFFERENCES AMONG INDUSTRIAL COUNTRIES ON SUBSTANTIVE CONTENT OF AN INTERNATIONAL AGREEMENT, ESPECIALLY REGARDING REPORTING AND/OR PUBLIC DISCLOSURE OF PAYMENTS TO AGENTS AND OFFICIALS, SO THAT ALL WEO COUNTRIES CAN SUPPORT GENERAL CONCEPT OF AN INTERNATIONAL AGREEMENT WITH LESS CONCERN ABOUT ULTIMATE OUTCOME. U.S. IS PREPARED TO BE FLEXIBLE, BUT WE ARE LOOKING FOR INDICATIONS OF WHAT NEW MEASURES OTHER COUNTRIES ARE PREPARED TO TAKE TO CONTROL ILLICIT PAYMENTS IN CONNECTION WITH INTERNATIONAL TRANSACTIONS WITH GOVERNMENTS.

3. BEFORE LONDON SUMMIT, A NUMBER OF COUNTRIES PARTICULARLY FRG, FRANCE AND ITALY, BUT ALSO UK) RESERVED

POSITION ON GENERAL CONCEPT OF INTERNATIONAL AGREEMENT, OPPOSED SPECIFIC U.S. PROPOSALS, AND HELD TO VIEW THAT ECOSOC WORKING GROUP SHOULD NOT MAKE ANY SUBSTANTIVE REPORT TO FULL ECOSOC THIS SUMMER. YOU SHOULD BE ALERT TO RESIDUAL SIGNS OF THIS ATTITUDE, AS IN REFS. (C) AND (D), WHICH WE REGARD AS INCOMPATIBLE WITH LONDON COMMUNIQUE. WE ARE COUNTING ON WEOS TO SUPPORT THE GENERAL PRINCIPLE OF AN INTERNATIONAL AGREEMENT AT THIS TIME AND TO WORK WITH US OVER THE NEXT YEAR TOWARDS MUTUAL AGREEMENT ON SUBSTANTIVE CONTENT. WE HOPE CONSULTATIONS IN PARIS WILL SPUR PROCESS OF ACCOMMODATION.

4. FOR TOKYO (FYI OTHER POSTS UNLESS ASKED): YOU MAY TELL GOJ THAT U.S. ALSO IS REVIEWING ITS SUBSTANTIVE POSITION WITH A VIEW TO DEVELOPING A PACKAGE APPROACH ACCEPTABLE TO MOST COUNTRIES. WE ARE PREPARED TO BE FLEXIBLE ON ISSUE OF PUBLIC DISCLOSURE IF IT APPEARS CONFIDENTIAL

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THAT EARLY AGREEMENT CAN BE NEGOTIATED WHICH INCLUDES SIGNIFICANT ELEMENTS OF HOME COUNTRY RESPONSIBILITY INCLUDING PROHIBITION OF BRIBERY OF FOREIGN OFFICIALS AND REPORTING OF AGENTS' FEES PAID IN CONNECTION WITH INTERNATIONAL TRANSACTIONS WITH GOVERNMENTS. WITH RESPECT TO DRAFT REPORT OF WORKING GROUP, USG REGARDS THIS DOCUMENT AS "HODGE-PODGE" OF GOOD AND POOR IDEAS WHICH REQUIRES CONSIDERABLE FURTHER WORK. VANCE

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Message Attributes

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Capture Date: 01-Jan-1994 12:00:00 am
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Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 22 May 2009
Disposition Event:
Disposition History: n/a
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